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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted with Initial Filing      OR       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	06432 USA
First Named Inventor	Charles Michael Birtcher
<b>COMPLETE IF KNOWN</b>	
Application Number	10/602,329
Filing Date	06/24/2003
Group Art Unit	3754
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

High Purity Chemical Container With Diptube and Level Sensor Terminating in Lowest Most Point of Concave Floor

(Title of the Invention)

the specification of which

 is attached hereto

OR

 was filed on (MM/DD/YYYY) 06/24/2003 as United States Application Number or PCT InternationalApplication Number 10/602,329 and was amended on (MM/DD/YYYY)   (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

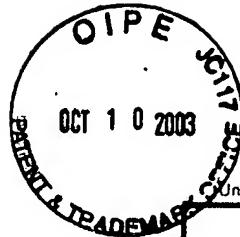
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]



OCT 10 2003

Please type a plus sign (+) inside this box → 

PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:  Customer Number or Bar Code Label **23543** OR  Correspondence address below

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Address

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR :

 A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any]) Charles MichaelFamily Name Birtcher  
or SurnameInventor's  
Signature*Charles Michael Birtcher*Date **9/19/03**

Residence: City Valley Center

State CA

USA  
CountryUSA  
CitizenshipMailing Address  
30653 Rolling Hills Drive

Mailing Address

Valley Center  
CityCA  
State

92082

USA  
Country

NAME OF SECOND INVENTOR:

 A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any]) GildardoFamily Name Vivanco  
or SurnameInventor's  
SignatureDate **10/6/03**

Residence: City San Diego

State CA

USA  
CountryUSA  
CitizenshipMailing Address  
3828 Mission Boulevard

Mailing Address

San Diego  
CityCA  
State

92109

USA  
Country Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



Please type a plus sign (+) inside this box →

PTO/SB/02A (11-00)

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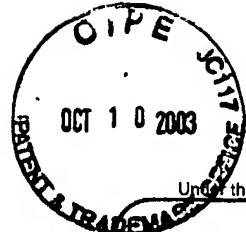
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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any])		Family Name or Surname		
Thomas Andrew		Steidl		
Inventor's Signature	<i>Thomas Andrew Steidl</i>			Date <u>9/19/03</u>
Residence: City	CA State	USA Country	USA Citizenship	
Mailing Address 2928 Anaheim Street				
Mailing Address				
City	CA State	ZIP	92025	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any])		Family Name or Surname		
Richard J.		Dunning		
Inventor's Signature	<i>R. J. Dunning</i>			Date <u>9/19/03</u>
Residence: City	CA State	USA Country	USA Citizenship	
Mailing Address 141 S. Mercedes Boulevard				
Mailing Address				
City	CA State	ZIP	92028	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any])		Family Name or Surname		
Inventor's Signature				Date
Residence: City	State	Country	Citizenship	
Mailing Address				
Mailing Address				
City	State	ZIP	Country	

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



OCT 10 2003

PTO/SB/81 (06-03)

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/602,329
Filing Date	06/24/2003
First Named Inventor	Charles Michael Birtcher
Title	High Purity Chemical...
Art Unit	3754
Examiner Name	
Attorney Docket Number	06432 USA

I hereby appoint:

Practitioners at Customer Number:

23543

OR

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The above-mentioned Customer Number:

OR

The address associated with Customer Number:

OR

Firm or Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name	Mark L. Rodgers		
Signature			
Date	October 8, 2003	Telephone	610-481-8817

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Charles Michael BirtcherApplication No./Patent No: 10/602,329 Filed/Issue Date: 06/24/2003Entitled: High Purity Chemical Container With Diptube and Level Sensor...Air Products and Chemicals, Inc. , a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of less than the entire right, title and interest.

The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
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3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

**[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]**

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 8, 2003

Date

Mark L. Rodgers

Typed or printed name

Mark L. Rodgers

Signature

Assistant General Counsel, Patents

Title

**ASSIGNMENT**

For value received, we, Charles Michael Birtcher, Gildardo Vivanco, Thomas Andrew Steidl, and Richard J. Dunning, hereby sell, assign, and transfer to **AIR PRODUCTS AND CHEMICALS, INC.**, a corporation of the State of Delaware, having an office at 7201 Hamilton Boulevard, Allentown, PA 18195-1501, the entire right, title, and interest in and to the invention relating to

**High Purity Chemical Container With Diptube and  
Level Sensor Terminating In Lowest Most Point of Concave Floor**

described in our application for Letters Patent of the United States (identified by Docket No. 06432 USA) executed of even date herewith, in and to all Letters Patent which may be issued upon said application, in and to any divisional or reissue applications based thereon, and in and to all Letters Patent upon said invention or improvements which may be granted in foreign countries. We hereby also assign and convey to said **AIR PRODUCTS AND CHEMICALS, INC.**, all the rights accruing to us by virtue of the International Convention for the Protection of Industrial Property (Art. 4), including the right to apply for and to have patents issued in its own name.

And we hereby authorize and request the Commissioner of Patents and Trademarks of the United States and the Officials of the Patent Offices of all other countries to issue the Letters Patent of their respective countries to said **AIR PRODUCTS AND CHEMICALS, INC.**, as assignee of the entire right, title, and interest in and to the same.

And we hereby promise and agree to execute all papers and perform all acts necessary to secure to and vest in said **AIR PRODUCTS AND CHEMICALS, INC.**, its successors and assigns, the rights conveyed as herein set forth.

Charles Michael Birtcher (L.S.)  
Charles Michael Birtcher

9/19/03  
Date

Gildardo Vivanco (L.S.)  
Gildardo Vivanco

10/6/03  
Date

Thomas Andrew Steidl (L.S.)  
Thomas Andrew Steidl

9/19/03  
Date

Richard J. Dunning (L.S.)  
Richard J. Dunning

9/19/03  
Date